

## § 457.1

457.1190 Application of review procedures when States offer premium assistance for group health plans.

AUTHORITY: Section 1102 of the Social Security Act (42 U.S.C. 1302).

SOURCE: 65 FR 33622, May 24, 2000, unless otherwise noted.

EDITORIAL NOTE: Nomenclature changes to part appear at 75 FR 48852, Aug. 11, 2010.

EFFECTIVE DATE NOTE: At 77 FR 17213, Mar. 23, 2012, part 457 was amended by removing the term “family income” wherever it appears and add in its place the term “household income”; removing the term “Family income” wherever it appears and add in its place the term “Household income”; removing “SCHIP” wherever it appears and add in its place “CHIP”, effective Jan. 1, 2014.

### Subpart A—Introduction; State Plans for Child Health Insurance Programs and Outreach Strategies

SOURCE: 66 FR 2670, Jan. 11, 2001, unless otherwise noted.

#### § 457.1 Program description.

Title XXI of the Social Security Act, enacted in 1997 by the Balanced Budget Act, authorizes Federal grants to States for provision of child health assistance to uninsured, low-income children. The program is jointly financed by the Federal and State governments and administered by the States. Within broad Federal rules, each State decides eligible groups, types and ranges of services, payment levels for benefit coverage, and administrative and operating procedures.

#### § 457.2 Basis and scope of subchapter D.

(a) *Basis.* This subchapter implements title XXI of the Act, which authorizes Federal grants to States for the provision of child health assistance to uninsured, low-income children.

(b) *Scope.* The regulations in subchapter D set forth State plan requirements, standards, procedures, and conditions for obtaining Federal financial participation (FFP) to enable States to provide health benefits coverage to targeted low-income children, as defined at § 457.310.

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#### § 457.10 Definitions and use of terms.

For purposes of this part the following definitions apply:

*American Indian/Alaska Native (AI/AN)* means—

(1) A member of a Federally recognized Indian tribe, band, or group;

(2) An Eskimo or Aleut or other Alaska Native enrolled by the Secretary of the Interior pursuant to the Alaska Native Claims Settlement Act, 43 U.S.C. 1601 et. seq.; or

(3) A person who is considered by the Secretary of the Interior to be an Indian for any purpose.

*Applicant* means a child who has filed an application (or who has an application filed on their behalf) for health benefits coverage through the Children’s Health Insurance Program. A child is an applicant until the child receives coverage through CHIP.

*Child* means an individual under the age of 19 including the period from conception to birth.

*Child health assistance* means payment for part or all of the cost of health benefits coverage provided to targeted low-income children for the services listed at § 457.402.

*Children’s Health Insurance Program (CHIP)* means a program established and administered by a State, jointly funded with the Federal government, to provide child health assistance to uninsured, low-income children through a separate child health program, a Medicaid expansion program, or a combination program.

*Combination program* means a program under which a State implements both a Medicaid expansion program and a separate child health program.

*Cost sharing* means premium charges, enrollment fees, deductibles, coinsurance, copayments, or other similar fees that the enrollee has responsibility for paying.

*Creditable health coverage* has the meaning given the term “creditable coverage” at 45 CFR 146.113 and includes coverage that meets the requirements of § 457.410 and is provided to a targeted low-income child.

*Emergency medical condition* means a medical condition manifesting itself by acute symptoms of sufficient severity